

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

The Ground Round Independent Owners Cooperative, LLC,
Plaintiff

v.

Civil Action No. 05-10780-NMG

Charles Whitman, et al.,
Defendant

SETTLEMENT ORDER OF DISMISSAL

GORTON, D.J.

The Court having been advised by counsel on 5/17/06 that this action has settled, IT
IS ORDERED that this action is hereby dismissed without costs and without prejudice to the
right of any party upon good cause shown through and including October 31, 2006 to reopen
the action if settlement is not consummated.

By the Court,

/S/ Craig J. Nicewicz

5/16/06
Date

Craig J. Nicewicz
Courtroom Clerk